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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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RICHARD MORIN,

Plaintiff,

*versus*

FRANK LARA, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:15-CV-475

**MEMORANDUM ORDER ADOPTING THE MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Richard Morin, a prisoner confined at the United States Penitentiary in Beaumont, Texas, proceeding *pro se* and *in forma pauperis*, brought this civil rights action pursuant to 42 U.S.C. § 1983 and *Bivens v. Six Unknown Agents of the Federal Bureau of Narcotics*, 403 U.S. 388 (1971), against Frank Lara, Dr. Harmush, and Dr. Polavarapu.

The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends granting defendant Lara's motion to dismiss the claims against him for insufficient service of process.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

O R D E R

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge (#24) is **ADOPTED**. Defendant Lara's motion to dismiss (#22) is **GRANTED**. A partial judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Sherman, Texas, this 3rd day of February, 2017.



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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE